

**New Hampshire Racing & Charitable Gaming Commission  
Commission Meeting  
Concord Office  
April 4, 2013  
13-04**

Present: Timothy J. Connors, Chairman  
Warren W. Leary Jr., Secretary  
Frederick H. Booth, Member  
Michael J. Gatsas, Member  
Lynn M. Presby, Member  
Anthony B. Urban, Member  
Paul M. Kelley, Director  
Sudhir K. Naik, Deputy Director  
Charles J. Saia, Legal Coordinator  
Steve Johnston, Supervisor Gaming Operations  
Billie Jean Arseneault, Gaming/Licensing Supervisor  
Linda Glaser, Auditor  
Linda R. Darrow, Administrative Secretary

In Attendance: Averill Cate, Dick Bouley, Nick Bonardi, George Roberts, Edward Callahan, Jamie Timbas, Rick Newman, Mike McLaughlin, Teresa Rosenberger, Heidi Kroll and others

The Chairman called the meeting to order at 11:00 a.m. and asked for the scheduled hearing to begin.

**Gritty dba WXGR Hearing**

No representatives from the charity were present. Legal Coordinator Saia stated he had been in contact with the organization and was informed that a representative would appear at the hearing. It was determined the Commission would continue with the other agenda items while waiting for representatives of Gritty to arrive.

Commissioner Presby addressed all those in attendance. He stated that this meeting was the last one Commissioner Leary would be attending. He thanked him for his many years of service, his dedication and his work with veterans. Commissioner Leary received a standing ovation from everyone in the room.

On a motion by Commissioner Booth, seconded by Commissioner Urban and unanimously voted to approve and place on file the minutes dated March 4, 2013.

On a motion by Commissioner Urban, seconded by Commissioner Booth and unanimously voted to place on file the racing & charitable gaming statistics for the fiscal period of July 1, 2012 – February 28, 2013.

On a motion by Commissioner Booth, seconded by Commissioner Urban and unanimously voted to accept and place on file the Games of Chance late financials report spreadsheet. Deputy Director Naik noted that all financials had been received.

The Games of Chance State Revenue spreadsheets were reviewed and placed on file. Commissioner Gatsas requested that the organizations appearing on the Games of Chance Charity Revenue spreadsheet be organized by town, if possible.

Legal Coordinator Saia provided an overview of the legislative update:

- HB 314 (relative to raising limits in games of chance) – on its way to Senate Ways and Means
- HB 665 (relative to video lottery) – Inexpedient to legislate
- HB 678 (relative to video lottery) – Laid on Table
- SB 152 (relative to video lottery & table gaming) – Passed & adopted by Senate. Is currently in the House.

Casino Game Rental bond issue - Legal Coordinator Saia received a request by the Surety Company for RCGC to release its interest in the underlying bond since the state was released from the trustee process lawsuit. Discussion ensued. There would seem to be a three year statute of limitation, for any potential lawsuit via a claim on the bond, which will expire in December 2013, whether the Commission takes action at this time or not. On a motion by Commissioner Booth, seconded by Commissioner Gatsas and unanimously voted to table the request.

Douglas Press submitted a request for approval of a Lucky 7 ticket. Director Kelley requested it be remanded back to staff in order to give staff time to work with Douglas Press, and any other interested parties, to insure the ticket meets all state requirements. On a motion by Commissioner Presby, seconded by Commissioner Gatsas and unanimously approved to remand back to staff. Commissioner Presby offered to work with staff.

Correspondence:

None.

Old Business:

- The agency budget passed the House and is now on the way to the Senate.
- Administrative Services asked Director Kelley to go to G&C for approval on extending the rent until December at the agency's current location.

New Business:

- Director Kelley provided a copy of a letter received from the Town of Hampton certifying that the town voted at their 2013 Annual Town Meeting to allow the conduct of Bingo games and the sale of Lucky 7 tickets.

Mr. Dick Bouley informed the Commission that the Bingo Verifier was set up and ready for viewing. The demonstration will be held on Wednesday, April 10<sup>th</sup> at 2:00 p.m. in the Manchester Bingo Center on South Willow Street. The 90 day conditional approval of the Bingo Verifier granted by the Commission will begin on April 10<sup>th</sup>. Members of the general public are also invited to attend.

There being no questions or comments from the audience, at 11:15 a.m., on a motion by Commissioner Booth, seconded by Commissioner Urban and by a unanimous roll call vote the Commission voted to adjourn the regular meeting and go into nonpublic session as allowed under RSA 91-A:3, I (b), II(c) and II(j)

Connors - Yes

Leary	-	Yes
Booth	-	Yes
Gatsas	-	Yes
Presby	-	Yes
Urban	-	Yes

At 12:30 p.m., on a motion by Commissioner Leary, seconded by Commissioner Urban and by a unanimous roll call vote the Commission voted to come out of the nonpublic session and permanently seal the nonpublic minutes.

Connors	-	Yes
Leary	-	Yes
Booth	-	Yes
Gatsas	-	Yes
Presby	-	Yes
Urban	-	Yes

Legal Coordinator Saia confirmed that no representatives from Gritty were present. It was determined that Gritty dba WXGR shall not be allowed to participate in games of chance until their violations are resolved by the full Commission.

The next meeting is scheduled for Tuesday, April 30th at 11:00 a.m., to be held in the Board of Pharmacy conference room.

The Chairman closed the public meeting at 12:35 p.m.

Respectfully Submitted,

Warren W. Leary, Jr.  
Secretary